

State of South Dakota

EIGHTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2008

767P0099

HOUSE BILL NO. 1222

Introduced by: Representatives Peters, Bradford, Brunner, Burg, Carson, Dennert, Dreyer, Elliott, Faehn, Feinstein, Gassman, Gillespie, Gilson, Glenski, Halverson, Hargens, Haverly, Jerke, Kirkeby, Koistinen, Lucas, Lust, McLaughlin, Miles, Noem, Novstrup (Al), Novstrup (David), Pederson (Gordon), Rausch, Sigdestad, Street, Van Etten, Van Norman, Vehle, Weems, Wick, and Willadsen and Senators Turbak Berry, Apa, Bartling, Greenfield, Heidepriem, Hundstad, Jerstad, McCracken, Napoli, Olson (Ed), Peterson (Jim), and Smidt (Orville)

1 FOR AN ACT ENTITLED, An Act to create the postsecondary technical institute auxiliary fund
2 and to provide continuing funding from the future fund to the technical institutes for the
3 start-up costs of new programs being created to meet workforce development needs.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. There is hereby established within the state treasury the postsecondary technical
6 institute auxiliary fund. The fund shall be a participating fund and shall be credited for all
7 interest earned on fund balances. The Board of Education shall approve all expenditures from
8 the postsecondary technical institute auxiliary fund. For purposes of administration, the fund
9 shall be divided into three subfunds as follows:

10 (1) The postsecondary technical institute maintenance and repair subfund to fund the
11 maintenance and repair of existing facilities;

12 (2) The postsecondary technical institute new program subfund to fund the one-time



1 costs associated with starting a new program or retooling a current program to meet
2 a new or expanding need; and

3 (3) The postsecondary technical institute equipment subfund to fund the replacement of
4 old or outdated equipment being used in current programs.

5 Section 2. On July first of each year or as soon thereafter as practicable, the commissioner
6 of the Bureau of Finance and Management shall calculate an amount equal to ten percent of the
7 total investment fees as defined in § 61-5-24 collected during the previous fiscal year. Upon
8 notice of the amount calculated, the state treasurer shall transfer a sum equal to one-fourth of
9 that amount from the employer's investment in South Dakota's future fund to the postsecondary
10 technical institute new program subfund established in section 1 of this Act on each of the
11 following dates: August fifteenth, November fifteenth, February fifteenth, and May fifteenth.
12 However, the total amount transferred, when added to other transfers made during that fiscal
13 year from the same fund to the postsecondary technical institute equipment subfund established
14 in section 1 of this Act, may not exceed two million five hundred thousand dollars. The funds
15 transferred to the postsecondary technical institute new program fund shall be used to assist with
16 the creation of new programs to meet workforce development needs and promote economic
17 development pursuant to § 61-5-24.2.